

PUBLIC SAFETY COMMITTEE

12-0233R

RESOLUTION AUTHORIZING THE EXECUTION OF A FIRST AMENDMENT TO AGREEMENT FOR SERVICES BETWEEN THE CITY OF DULUTH AND THE CITY OF SUPERIOR AND TO ACCEPT AN ADDITIONAL \$11,000 IN GRANT FUNDING.

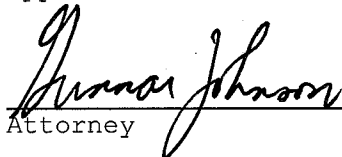
CITY PROPOSAL:

RESOLVED, that the proper city officials are hereby authorized to execute a first amendment to the agreement for services between the city of Duluth and the city of Superior, whereby the city of Superior as fiscal agent of a 2011 Child Sexual Predator Program Grant from the community oriented policing services ("COPS") of the U.S. department of justice, provides reimbursement funding for one officer position with the city of Duluth police department, said officer to support strategies to locate, arrest, and prosecute child sexual predators and exploiters, and to enforce state sex offender registration laws; said first amendment substantially in the form of that on file in the office of the city clerk as Public Document No. \_\_\_\_\_, increasing the funding available to the Duluth police department for overtime by an additional \$11,000, reimbursement funds to be deposited in Fund No. 215-200-2203-4210-02 (Duluth Police Grant Programs, Police, Federal Pass through City of Superior Revenues).

Approved:

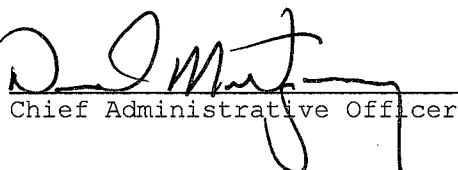
  
\_\_\_\_\_  
Department Director

Approved as to form:

  
\_\_\_\_\_  
Attorney

DPD/ATTY TLL:dma 05/01/2012

Approved for presentation to council:

  
\_\_\_\_\_  
Chief Administrative Officer

Approved:

  
\_\_\_\_\_  
Auditor

STATEMENT OF PURPOSE: This resolution authorizes the proper city officials to execute a first amendment to the Agreement for Services between the city of Duluth and the city of Superior entered into in December of 2011. Under the Agreement, the city of Superior, as fiscal agent of a 2011 Child Sexual Predator Program Grant from the Community Oriented Policing Services ("COPS") of the U.S. Department of Justice, provides reimbursement funding to enhance local law enforcement efforts. Pursuant to the terms of the grant, the grant monies are to be used in part to fund one police investigator position with the city of Duluth police department. This investigator supports the task force strategies to locate, arrest, and prosecute child sexual predators and exploiters, and to enforce state sex offender registration laws. An additional \$11,000 in funding has been made available to the Duluth police department and this first amendment reflects this additional funding.

**FIRST AMENDMENT TO  
SERVICE AGREEMENT REGARDING  
2011 CHILD SEXUAL PREDATOR PROGRAM GRANT  
BETWEEN THE CITY OF SUPERIOR  
AND THE CITY OF DULUTH**

THIS FIRST AMENDMENT TO AGREEMENT, is entered into by and between the CITY OF SUPERIOR, a municipal corporation under the laws of the State of Wisconsin, hereinafter referred to as "Superior", and the CITY OF DULUTH, a municipal corporation under the laws of the State of Minnesota, hereinafter referred to as "Duluth".

WHEREAS, Superior and Duluth entered into a Joint Powers Agreement under which the parties created the Lake Superior Forensic Technology & Internet Crimes Against Children Task Force ("Task Force") to coordinate efforts to apprehend and prosecute offenders who utilize digital technology; and

WHEREAS, under the terms of the Joint Powers Agreement Superior serves as the Coordinating Agency; and

WHEREAS, Superior was the recipient of a 2011 Child Sexual Predator Program Grant ("CSPP Grant" or "Grant") in the amount of \$103,000 from the Community Oriented Policing Services ("COPS") of the U.S. Department of Justice, pursuant to which Superior is to act as fiscal agent for funds to be used between August 1, 2011 and July 31, 2013 to enhance local criminal justice and law enforcement efforts as are further described therein; and

WHEREAS, the parties hereto did enter into a Service Agreement memorializing the parties' respective rights and responsibilities under the Grant, which agreement is dated December 20, 2011 and bears City of Duluth Contract No. 21516, hereinafter referred to as "Agreement"; and

WHEREAS, there is an additional \$11,000 in grant funding that is available and can be used for overtime salary for the Duluth Police Department officer serving on the Task Force; and

WHEREAS, the parties desire to amend the Agreement to reflect and incorporate this additional funding.

NOW, THEREFORE, in consideration of the mutual covenants and conditions hereinafter contained, the parties hereto agree as follows:

1. That Article I of the Agreement is hereby amended to include an additional \$11,000 for overtime salary/benefits for the Duluth police officer position, with reimbursement to be made upon presentation to Superior of the proper documentation. The reimbursement funds will be deposited in Fund 215-200-2203-4210-02 (Federal Pass through City of Superior Revenues).

2. That in all other respects, the Agreement, together with all of its terms and conditions, is hereby confirmed in its entirety.

IN WITNESS WHEREOF, the parties have hereunto set their hands the day and date shown below.

**CITY OF DULUTH**, a Minnesota  
municipal corporation

**CITY OF SUPERIOR**, a Wisconsin  
municipal corporation

By: \_\_\_\_\_  
Its Mayor

By: \_\_\_\_\_  
Its Mayor

Attest:

By: \_\_\_\_\_  
Its Chief of Police

By: \_\_\_\_\_  
City Clerk

Countersigned:

Date: \_\_\_\_\_

\_\_\_\_\_  
Its City Clerk

Countersigned:

\_\_\_\_\_  
City Auditor

Approved as to form and execution:

Approved as to form:

\_\_\_\_\_  
City Attorney

\_\_\_\_\_  
City Attorney